

AN ACT concerning telecommunications.

Be it enacted by the People of the State of Illinois,  
represented in the General Assembly:

Section 5. The Public Utilities Act is amended by  
changing Section 13-301.2 as follows:

(220 ILCS 5/13-301.2)

(Section scheduled to be repealed on July 1, 2005)

Sec. 13-301.2. Program to Foster Elimination of the  
Digital Divide. The Commission shall require by rule that  
each telecommunications carrier providing local exchange  
telecommunications service notify its end-user customers that  
if the customer wishes to participate in the funding of the  
Program to Foster Elimination of the Digital Divide he or she  
may do so by electing to contribute, on a monthly basis, a  
fixed amount that will be included in the customer's monthly  
bill. The obligations imposed in this Section shall not be  
imposed upon a telecommunications carrier for any of its  
end-users subscribing to the services listed below: (1)  
private line service which is not directly or indirectly used  
for the origination or termination of switched  
telecommunications service, (2) cellular radio service, (3)  
high-speed point-to-point data transmission at or above 9.6  
kilobits, (4) the provision of telecommunications service by  
a company or person otherwise subject to subsection (c) of  
Section 13-202 to a telecommunications carrier, which is  
incidental to the provision of service subject to subsection  
(c) of Section 13-202; (5) pay telephone service; or (6)  
interexchange telecommunications service. The customer may  
cease contributing at any time upon providing notice to the  
telecommunications carrier. The notice shall state that any  
contribution made will not reduce the customer's bill for

telecommunications services. Failure to remit the amount of increased payment will reduce the contribution accordingly. The Commission shall specify the monthly fixed amount or amounts that customers wishing to contribute to the funding of the Program to Foster Elimination of the Digital Divide may choose from in making their contributions. A telecommunications carrier subject to this obligation shall remit the amounts contributed by its customers to the Department of Commerce and Community Affairs for deposit in the Digital Divide Elimination Fund at the intervals specified in the Commission rules.

(Source: P.A. 92-22, eff. 6-30-01.)